

PUBLIC MEETING MINUTES

June 12, 2014

PUBLIC EMPLOYMENT RELATIONS BOARD
1031 18th Street
Sacramento, CA 95811

Member Huguenin called the meeting to order at 10:00 a.m.

Members Present

Anita I. Martinez, Chair (Excused)
A. Eugene Huguenin, Member
Priscilla S. Winslow, Member
Eric R. Banks, Member

Staff Present

Wendi Ross, Acting General Counsel
Shawn Cloughesy, Chief Administrative Law Judge
Mary Ann Aguayo, Chief Administrative Officer (Excused)
Loretta van der Pol, Division Chief, State Mediation & Conciliation Service

Call to Order

After establishing that a quorum had been reached, Member Huguenin called the meeting to order for a return to the open session of the April 17, 2014, Public Meeting. He reported that the Board met in continuous closed session to deliberate the pending cases on the Board's docket, pending requests for injunctive relief, pending litigation and personnel matters, as appropriate.

Member Huguenin read into the record the decisions that issued since the open session in February. Those were PERB Decision Nos. 2370-H, 2371, 2372-H, 2373-M, 2374-M, and 2375-M, and Order Nos. Ad-411-M, Ad-412-M and Ad-413-M. The following Requests for Injunctive Relief (IR Request) were filed: No. 659 (*Lori Edwards v. Lake Elsinore Teachers Association*), the request was denied; No. 660 (*Matthew Greco v. San Diego Deputy District Attorneys Association*), the request was withdrawn; and in No. 661 (*City & County of San Francisco (Municipal Transportation Agency) v. Transport Workers Union of America Local 250*), the request was denied. Member Huguenin announced that a document containing a listing of the aforementioned decisions was available at the meeting and that the decisions were available on PERB's website.

Motion: Motion by Member Banks and seconded by Member Winslow, to close the April 17, 2014, Public Meeting.

Ayes: Huguenin, Winslow, and Banks.

Motion Adopted – 3 to 0.

Member Huguenin adjourned the April 17, 2014 Public Meeting. He then opened and called to order the June 12, 2014 Public Meeting.

Minutes

Motion: Motion by Member Winslow and seconded by Member Banks that the Board adopt the minutes for the April 17, 2014, Public Meeting.

Ayes: Huguenin, Winslow, and Banks.

Motion Adopted – 3 to 0.

Comments from Public Participants

None.

Staff Reports

The following staff reports were received with the caveat that any matter requiring action by the Board and not included as an item in today's agenda would be scheduled for consideration at a subsequent meeting.

A. Division of Administration

In Chief Administrative Officer Mary Anne Aguayo's absence, Stephanie Gustin reported to the Board regarding matters in the Division of Administration. Ms. Gustin reported on the following matters:

- PERB opted to participate in the California Department of Human Resource's excluded employee leave buy-back program for Fiscal Year 2013-2014. Checks had been issued to employees who chose to participate.
- The budget change proposal for transferring funds from the PERB operating expense budget to fund four positions was awaiting approval with the State's 2014-2015 budget. All but one of the positions had been filled and the Agency was in the process of filling that last position. She stated that the lag time to fill the position would closely equal the amount of surplus in PERB's current fiscal year budget balance.
- Administrative staff was at the tail end of procurement processes and preparations for next fiscal year contracts, and was also preparing for accounting year processes and completion of annual financial statements. One of the Agency's major contracts was for information technology support; bids for that contract were due Friday and would be in place by June 30.
- Every Spring PERB must reapply for its purchasing delegation and authority in order to have autonomy for its purchase and contract needs. The Agency's application was approved by the Department of General Services on June 5—there were a few minor deficiencies that would be addressed with its reapplication next year. PERB employee Della Braaten was acknowledged and thanked as a big contributor in gathering the application materials.

- Loretta van der Pol, Division Chief, State Mediation & Conciliation Service (SMCS), and Ms. Aguayo presented budget change proposal concepts to the California Labor and Workforce Development Agency (LWDA) and fielded numerous questions at a meeting that took place last week. A future meeting is planned with the Department of Finance (DOF), LWDA and other reporting agencies to determine which, if any, budget change proposals would move forward.
- Progress had been made on PERB's small facility expansion projects for the regional offices in San Francisco (SFRO) and Los Angeles (LARO). The lease for office space in Oakland (SFRO) had been negotiated and a move-in date of September 1 had been scheduled. In Glendale (LARO) the final plans had been approved and lease negotiations were progressing (this was a full lease negotiation, so it required more time). The estimated move-in date for this office is Spring 2015.
- There were changes in the temporary staffing for the Division:
 - Darlene McKoy had been hired as a retired annuitant through September to assist with the Agency's accounting backlog and year-end closing. Ms. McKoy retired from the State Water Resources Control Board with 18 years of State accounting experience. She had been working at PERB for one week, had already made a big contribution to reducing the backlog in accounting, and had been a huge help.
 - Clara Bonetti also started working at PERB this month as a student intern assisting in human resources. Ms. Bonetti is a business administration major at California State University, Sacramento, concentrating in human resources management.
 - Kyle Nichols, a temporary employee who had been working at PERB, announced that he had been accepted into the Correctional Officers Academy and would leave PERB at the end of the month. Becoming a correctional officer has been Mr. Nichols' career goal, and the Division congratulated him and wished him well in this endeavor.

B. Office of General Counsel

Acting General Counsel Wendi Ross reported that the monthly activity and litigation reports were distributed to the Board Offices for its review. From those reports Ms. Ross highlighted activity since the Board's regular Public Meeting on April 17, 2014.

Ms. Ross reported that with regard to monthly activities during the past two months (April and May) a total of 203 new cases of all types were filed (up slightly from the last two-month period) with the Office of the General Counsel (GC Office). During the same two month period, 202 case investigations were completed (down by 14 over the prior two-month period—likely due to a regional attorney vacancy in the Los Angeles Regional Office and pressing litigation matters). There were over 1,200 cases of all types filed this fiscal year. Regarding unfair practice charges (UPC), the GC Office continued to be on track for over 900 new charges this fiscal year, compared to 678 last fiscal year. The GC Office had worked on over 200 litigation assignments for the current fiscal year, compared to 146 the last fiscal year. During April and May, mediation requests were down slightly to 30, but the GC Office was on track for over 175 mediation requests for the fiscal year. In April and May, the GC Office saw a drop in the number of factfinding requests, compared to the prior two-month period (from 11 to 8), but

was still on pace for 90 this fiscal year. The number of representation petitions filed in April and May skyrocketed from the prior two-month period (from 10 to 30) and the GC Office was on pace for over 110 representation cases for the current fiscal year. As mentioned by Member Huguenin, since the last Public Meeting there were three requests for injunctive relief that the General Counsel's Office had investigated.

In terms of court litigation, since the Public Meeting in April, no new matters were filed by or against PERB.

There were two determinations since the last Public Meeting:

1. *PERB v. AFSCME Local 3299 and UPTE CWA Local 9119*. PERB filed its request for dismissal on April 18, 2014, after those University of California matters were resolved.
2. *San Diego Housing Commission v. PERB/SEIU Local 221*. This case was in the San Diego Superior Court. The Superior Court entered judgment on the Commission's motion for summary judgment and writ of mandate on April 22, 2014. The Commission set a motion for attorney's fees and costs which was scheduled to be heard June 27, 2014. PERB was in the process of filing its opposition to the motion for attorney's fees and had filed a motion to tax costs, scheduled to be heard on the same date, June 27. PERB was in the process of filing its notice of appeal.

C. Legislative/Rulemaking

With regard to rulemaking, Ms. Ross reported on the In-Home Supportive Services Employer-Employee Relations Act (IHSSEERA) regulations which were approved by the Board at the Public Meeting in April. Because the regulations were filed during the 180-day period, PERB had completed the necessary requirements of a Certificate of Compliance rulemaking, which included obtaining approval by DOF.

On May 29, 2014, PERB had filed the complete Certificate of Compliance rulemaking file with the Office of Administrative Law (OAL). By filing this action with OAL prior to the expiration of the 180-day period, PERB's emergency regulations were not repealed and remain in effect during OAL's processing of this filing. OAL then had 30 working days to complete its processing, ending on July 11, 2014. At that time, OAL would file the regulations with the Secretary of State's Office and print the regulations to the California Code of Regulations, completing this rulemaking effort.

Ms. Ross thanked Kent Morizawa and Jonathan Levy for their work through completion of this regulatory matter.

Daniel Trump, GC Office Regional Attorney, gave an update as follows on legislative matters reported at the Public Meeting in April:

- AB 485 (Gomez). Significant update to IHSSEERA which would bring collective bargaining to all 58 county In-Home Supportive Services (IHSS) programs through the Statewide Authority to be implemented on January 1, 2015. There was no change in the status of this bill; it remained in the Assembly Health and Appropriations Committee.

- AB 1536 (Olsen). The second of two bills which would ban public transit strikes died in committee on May 2.
- AB 1550 (Rendon). An amendment to Educational Employment Relations Act (EERA) section 3549.8 which would: (1) extend PERB's deadline to approve EERA mediation requests to 10 days (from 5); and (2) require the employer to provide the exclusive representative written notice of a date certain for implementation of the terms included in the last, best and final offer (LBFO) at least 30 days before that implementation. On May 23, this bill received an amendment to clarify that only one 30-day notice period is required. Previously, the bill appeared to require two 30-day notice periods, end-on-end. AB 1550, as amended, passed the Assembly on May 28, and was now in the Senate Public Employment & Retirement Committee.
- AB 1611 (Bonta). Amended EERA to require school districts to give reasonable written notice to an employee union of its intent to make a change to a matter within the scope of representation. As originally written, the bill applied only to classified employee negotiations. The bill has been amended to apply to all negotiations between school districts and employee organization representatives. AB 1611 passed the Assembly on May 15 and was now in the Senate Public Employment & Retirement Committee.
- AB 2126 (Bonta & Beall). As initially introduced this year, the bill includes amendments to section 3505.2 that were cut out of AB 537 last year, which would establish mandatory mediation under the Meyers-Milias-Brown Act (MMBA), upon request by either the employee organization or the employer, and would require PERB to appoint a mediator in accordance with rules to be adopted by the Board. This was a significant bill for PERB which provided that the scope of AB 646 factfinding extends to all disputes arising from negotiations over matters within the scope of representation (not just bargaining for a new or successor MOU); and also clarified that only those factors enumerated in section 3505.4(d) that are deemed relevant by the factfinding panel must be considered when making their findings and recommendations; and expressly provided that employee organizations may voluntarily waive factfinding. In addition, the bill included mandatory mediation under MMBA for the first time. AB 2126 saw a significant amendment on May 23 to include a written declaration of impasse as a prerequisite to mandatory mediation. Prior to that time, the requirement was only that the parties meet for a reasonable period of time. AB 2126 passed the Assembly on May 28 and was now in the Senate Public Employment & Retirement Committee.
- AB 2325 (Perez). The new version of CommuniCal, identical to AB 1263, which was vetoed by the Governor last year. No update on CommuniCal other than it passed the Assembly on May 28, and was now in the Senate awaiting assignment to a committee.
- SB 837 (Steinberg). The universal transitional kindergarten bill for all four-year-olds was scaled back significantly on May 28. Previous to that date, the bill would have deemed any private entity offering transitional kindergarten pursuant to a contract with a public school district or charter school to be a public school employer under EERA. On May 28 those provisions were deleted.

- SB 943 (Beall). Required PERB to review California State University contracts providing for the outsourcing of personal services, for compliance with factors enumerated in the Public Contract Code. Review of these contracts was performed by the State Personnel Board (SPB) in the executive branch agencies that were subject to the Civil Service Act. On April 22, the bill was amended to substitute SPB for PERB as the agency ensuring compliance. SB 943 failed a deadline shortly thereafter, and was now dead.
- SB 979 (Beall & Torres). Contained the same amendments to the MMBA factfinding statutes as in AB 2126, but did not provide for mandatory mediation. On May 2, SB 979 failed a deadline and died in committee.

Mr. Trump provided clarification to a question asked by Member Winslow regarding the amendment to SB 837 which would render employers of private daycare providers and charter preschool providers not to be employees under EERA. He stated that the initial version of the bill, and as reported at PERB's Public Meeting in April, would have required any public school district or charter school that provided kindergarten services to also provide transitional kindergarten services. If unable to provide those services in-house, such entities would be allowed to contract with a private entity for the provision of those services. That version of the bill would have then rendered those contracted agencies (private non-profits), as public school employers under EERA and given PERB jurisdiction. In the newer version, the program was scaled back and that entire framework was eliminated.

Member Huguenin wanted to know what kind of petitions were the cause of the increase in representation petition activity. Ms. Ross replied that it was a mixture of new recognition, unit modification and decertification petitions, and it was evenly distributed as to these types of petitions being filed.

On the legislation regarding factfinding, Member Huguenin wanted to know if it was still declaratory of existing law or whether that had been removed. Mr. Trump stated that was a legislative finding in section 3 of the bill and that the amendments to the MMBA factfinding procedures were declaratory of existing law.

Ms. Ross stated that a memorandum regarding the Backstretch Workers, prepared by Mr. Trump, had been distributed to the Board. She updated the Board stating that legislation providing for SMCS to conduct representational elections and the Department of Industrial Relations (DIR), Division of Labor Standards Enforcement, to conduct payroll audits of certain employees in the horseracing industry was inadvertently modified to vest PERB—as the new home for SMCS—with both responsibilities. PERB was exploring the possibility of entering into an interagency agreement with DIR, who performed these payroll audits in the past, to conduct the payroll audits until such time as legislation can be passed clarifying that DIR has the sole responsibility for these audits once again.

Ms. Ross reported on personnel matters in the GC Office and was pleased to announce that Blaire Bailly had been hired as a new Regional Attorney in the Los Angeles Regional Office with a starting date of June 30.

D. Division of Administrative Law

Chief ALJ Cloughesy reported on the activities of the Division of Administrative Law and stated that the Administrative Law Judge (ALJ) report had been distributed to the Board for its review. Mr. Cloughesy stated that currently cases were being scheduled for formal hearing in the headquarters office in Sacramento within 4 months of the informal settlement conference, and within three months in the Oakland and Glendale regional offices. He stated that there had been an unexplained surge of cases in Sacramento. Formal hearings completed were down as compared to last fiscal year, as well as the number of days of formal hearing held, whereas the number of proposed decisions issued was on par with last fiscal year. The total number of cases closed was close to the total number reported two years ago (Fiscal Year 2011-2012). In Fiscal Year 2012-2013, Mr. Cloughesy reported there was a drop in the total number of cases closed—there were not many cases that settled prior to formal hearing. This fiscal year ended (2013-2014), there were more cases closed in total. Mr. Cloughesy reported that the Division had been able to make progress with its backlog of cases, partly due to more settlements and the hard work performed by the ALJs.

There had been a sustained increase in the Division's active caseload (cases which had been assigned to an ALJ). As an example, Mr. Cloughesy stated that four years ago the Division's active caseload was 80, whereas currently it was 114. Since Fiscal Year 2010-2011 there had been an increase in the total number of cases and it had been a sustained increase which had not decreased. The exceptions ratio was approximately 47 percent. Slightly high, reported Mr. Cloughesy, noting that bargaining cases were coming to the forefront and that those usually get appealed.

In answer to Member Winslow's question, Mr. Cloughesy explained that the total number of cases closed included cases where a proposed decision had issued, cases dismissed by the ALJ (for failure to prosecute), or cases withdrawn by the parties.

E. State Mediation and Conciliation Service

Loretta van der Pol, Division Chief, stated that SMCS's report had been distributed to the Board. Ms. van der Pol stated that in its written reports, the Division was working on a new format for the upcoming fiscal year which would be structured to more closely reflect what PERB would like to see reported, and that the Division welcomed any input in that regard.

For the two months of April and May 2014, Ms. van der Pol reported that the Division entered April with a high number of open/active cases, 131, but closed in the month of May with 111 cases. May, however, was a record low month for the Division for case intake. One explanation might be the work on the L-cap process through the local control funding formula which possibly slowed down many school impasses. There were also a lot of very active negotiations going on in the cities and special districts as the Division was experiencing more requests for mediation. With that, it was expected that there would be an increase in workload.

Ms. van der Pol thanked Ms. Ross and Mr. Trump and GC Office staff for their participation in the Backstretch Workers issue which came to SMCS unexpectedly. She expressed her appreciation that the GC Office stepped in and handled the matter to a thorough conclusion.

She added that SMCS planned to include in its representation reporting the kinds of cases that the Division looks at for elections requests and other types of representation issues. And, as mentioned by Ms. Ross in the GC Office reporting, what the Division saw in these requests was very close to what the GC Office was experiencing regarding representation matters, that it was a mixture of petitions and that the numbers were higher than they have been in the past.

Other matters reported by Ms. van der Pol are as follows:

- Kenneth Glenn, present at today's Public Meeting, had been promoted as the Northern California Presiding Conciliator. Mr. Glenn was in a limited term position at this time as the position was currently occupied by Steve Pearl, who is on leave until the end of September. The Division would then fill the position permanently. She stated that Mr. Glenn's performance in the job was very good job and his appointment date was effective June 1. There would then be a vacancy in the conciliator ranks and an examination would be held. Ms. Aguayo in PERB Administration was working with the Department of General Services on starting this process as quickly as possible.
- The Division was preparing to issue invoices for its arbitrator panel. The invoices would be mailed out within the next week to all of its arbitrators. There are approximately 120 arbitrators on the panel, therefore processing of invoices was labor intensive.
- The Division had reinstatement of a longstanding protocol with the Federal Mediation and Conciliation Service (FMCS). FMCS was experiencing staffing issues and had not been able to hire for at least four years. They had been performing much of the Division's secondary service work which was normally provided at no cost for public sector clients. FMCS had stepped in and performed those services for the Division, but would not be able to do so going forward, with some exceptions. The two directors responsible for FMCS and Ms. van der Pol were currently discussing that protocol.
- The Division had three conciliators hired between November 15 and January 1 that were now carrying their own caseloads. Therefore, they were no longer training, doing a really good job, and all getting direct requests.

Motion: Motion by Member Banks and seconded by Member Winslow that the Division of Administration, Office of the General Counsel, Legislative/Rulemaking, Division of Administrative Law, and SMCS reports be accepted and filed.

Ayes: Huguenin, Winslow, and Banks.

Motion Adopted – 3 to 0.

Old Business

At the Public Meeting in April, Division Managers nominated PERB staff under the Board's Superior Performance Recognition Program. Those staff were officially recognized and then presented with awards.

Office of the General Counsel, Acting General Counsel Wendi Ross:

“It is my supreme pleasure to give this award to three very deserving individuals who are part of the GC team: Laura Davis, Daniel Trump and Joseph Eckhart. I will try to be brief. As we say in the General Counsel’s Office, when we have a request for injunctive relief, especially one that deals with essential employees, ‘It takes a village.’ And I know that you don’t always see the entire village, but we are so very fortunate to have these three individuals. These three employees just roll up their sleeves and try their hardest to figure out a very, very difficult task, and that is who is essential and who is not. And this Agency has really never been called on in the past to make such intricate and delicate determinations. The recommendation we make to the Board as to essential employees, we take extremely seriously. And, it’s not just their efforts in trying to figure out who is essential, it’s their efforts with respect to the parties themselves. So I know the focus, for the most part, has been on the UC matters—all four of them—but, it is also on the City of Hayward case where Dan and Joe obtained a 100% listing of essential employees and Laura then took that court and got the temporary restraining order. . . . Thank you very much! Thank you again, really, from the bottom of my heart.”

Division of Administrative Law, Chief Administrative Law Judge Shawn Cloughesy:

“The award given on behalf of the Division of Administrative Law is to Judge Eric Cu and there is no surprise in that those of us in the Division, he’s really the most productive Judge as far as writing decisions, as far as hearing cases, number of days in hearing and also has a high quality to his decision. If you think you can be in hearing as many days as he has and produce the number of decisions, just try it! For those of us that have been around for a long time, it takes a lot of effort to do something like that. Additionally, he clearly is the lead of that Glendale Office. I think he helped set a lot of the tone, especially the very cooperative tone that is in that office among the Judges as far as the team. He is active in training the Judges there, he is also active in regards to the Glendale expansion. Hopefully, one day there will be doing what will be a new hearing room and some additional offices for the Judges there. He takes his role as the lead in the office extremely seriously. He started an Administrative Law Training Manual or manual for those that are just starting out as Judges, so that is above the production and being in hearing. I am very glad to be able to present this to Eric.”

State Conciliation and Mediation Services, Division Chief Loretta van der Pol:

“I am very, very pleased to be able to present an award to one of our newest conciliators, Yu -Yee Woo, who was not actually, technically completely new to our Agency. She had been working with us on a training and development assignment part-time for two years. Part of that time is contained within this period of time that we are talking about for the award. The work that she did while she was still part-time with us last July through September on a major transit issue and a major higher education issue, where performed while she was working still just a week with us and we have to thank her agency for allowing a little bit

flexibility in the amount of time we were allowed to take from her. The first case that she was on, she ended up working a total of 220 hours with that impasse, long long days, long long nights, and lots of phone calls and lots of soliciting of additional input from her colleagues so that she could best strategize around some of the serious issues that existed in that impasse. And then after she had completed that assignment, which was on short notice, she got called in by me on one day's notice to work on a strike issue that involved 600 employees statewide. The strike was already being publicized, it was very, very adversarial, she worked very long hours again and came to resolution with that case and I would have to say that even after she started with us as a full-time employee on January 1, she ended up with a couple of other very tough cases. The one that most recently settled, just a few days ago, ended up with about 15 days' worth of work put into it and those days often stretch between 8-1/2 and 15-1/2 hours, not counting all of the phone calls and the conferences and all of the cajoling that took place between meetings. I do also want to share a couple of emails that we received about Yu-Yee, it's unusual for us to get any kind of written commendation for our employees. So, I want to make sure that everybody understands that her work was recognized by the parties she was working with.

In the first case, the email read:

Dear Anita and Loretta:

A lot of moving pieces fell into place to settle the contract [and I am deleting the names of the agencies and the other employees involved], but primary among them was the appointment of the amazing, indomitable Yu-Yee Woo as our mediator. Yu-Yee's skill, concern, and force of will kept the negotiations going under the most challenging circumstances imaginable. The ill will lingering from [and it references the past]. The distrust between the parties, coupled with very 'strong' personalities on both sides, made Yu Yee's task of forging an agreement seemingly unattainable. Yet, Yu-Yee had the tenacity to stick with us—at significant personal sacrifice—and to help the parties achieve this excellent result. Always professional, Yu-Yee went above and beyond what was asked or expected of her, working extremely late nights and weekends. and texting/emailing/calling with thoughts and suggestions for keeping the process moving first thing every morning.

As I said to Loretta in an earlier email, Yu-Yee is a California State treasure!

The second email was this Spring when she had the other major higher education case.

Hi Loretta,

Thank you for your swift response to my call for mediation support, and for sending Yu-Yee Woo and [another mediator]. They worked together as a

strong team and demonstrated the highest level of expertise. They lead the mediation to success, as they had their arms firmly around the situation for three days. Our campus recognized them in the link below in our ‘strike call-off’ message to the community.”

Member Huguenin congratulated the recipients.

Member Winslow stated:

“I would like to express my personal gratitude to all of staff members who received these awards. It gives me great comfort to know that this Agency is in such good hands below us. Often times we at the Board tend to be, I will speak for myself not for my fellow Board Members, it is easy to get myopic up here. You know we write our decisions and respond to IR Requests and that sort of thing. But, it’s just wonderful to know that we have such fine, strong dedicated staff members supporting the ultimate work of the Agency that we all do. So, Thank You.”

Member Banks:

“I want to chime in with [Member Winslow]. As a former advocate, I understand how difficult it can be sometimes to bring us to resolution. So, the work that you do with the parties is immense and I want to underscore that. The work on regulations, all the stuff we have done, the constant battles we are having, I have always been in awe of the staff’s work and I want to say I appreciate all of you. And if I could to Eric Cu’s job description just highlight, because LA is where I spend most of my time, if you want air conditioning, if it’s too hot or too cold, Eric fixes it. If there is a parking problem, Eric fixes it. Every day Eric tells us which lunch trucks are there so that we can plan our eating schedules.”

Member Winslow added that Mr. Cu

“even tells ‘me’ when the lunch trucks are there when I am in the office, which is rare.”

Member Huguenin:

“I will sign on to those comments as well. Congratulations to all of you who received an award today and kudos to the entire staff. We are very proud of you and we are very happy you are here with us. More to the point, we are happy to be here with you because our terms are typically shorter than yours.”

Member Banks thanked Acting General Counsel Wendi Ross for stepping up and filling this position and leading the Agency through this transition.

New Business

None.

General Discussion

Member Huguenin announced that there being no further business, it would be appropriate to recess the meeting to continuous closed session and that the Board would meet in continuous closed session each business day beginning immediately upon the recess of the open portion of this meeting through August 14, 2014, when the Board will reconvene in Room 103, Headquarters Office of the Public Employment Relations Board. The purpose of these closed sessions will be to deliberate on cases listed on the Board's Docket (Gov. Code, sec. 11126(c)(3)), personnel (Gov. Code, sec. 11126(a)), pending litigation (Gov. Code, sec. 11126(e)(1)), and any pending requests for injunctive relief (Gov. Code, sec. 11126(e)(2)(c)).

Motion: Motion by Member Banks and seconded by Member Winslow to recess the meeting to continuous closed session.

Ayes: Huguenin, Winslow, and Banks.

Motion Adopted – 3 to 0.

Respectfully submitted,

Regina Keith, Administrative Assistant

APPROVED AT THE PUBLIC MEETING OF:

Anita I. Martinez, Chair